

DEFENDANTS' OBJECTIONS, OTHER THAN RELEVANCE, TO PLAINTIFFS' DIRECT TESTIMONY DECLARATIONS

| Declaration or Affidavit | Date | Description | ECF, Dkt., and Page No. | Paragraph(s) |
|---------------------------------|-------------|---|--------------------------------|---|
| David M. Talla | 11/21/2018 | Declaration in support of plaintiffs' motion for a preliminary injunction | 62 Page 201 | 28: Hearsay, FRE 802 35: Lay Opinion, FRE 701 37: Lay Opinion, FRE 701 38: Hearsay, FRE 802 |
| David M. Talla | 9/16/2022 | Declaration in support of club plaintiffs' motions for partial summary judgment | 157 | 15: Hearsay, FRE 802 20: Hearsay, FRE 802/ Lay Opinion, FRE 701 *Insofar as this Declaration relies on prior declarations, Defendants object for the same reasons as set forth in their objections to those prior declarations. |
| Keith Warech | 11/21/2018 | Declaration in support of plaintiffs' motion for a preliminary injunction | 62 Page 222 | 13-14: FRE 802/ Lay Opinion, FRE 701 |

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| Keith Warech | 9/16/2022 | Declaration in support of club plaintiffs' motions for partial summary judgment | 171 Case No. 04431 | Insofar as this Declaration relies on prior declarations, Defendants object for the same reasons as set forth in their objections to those prior declarations. |
| Barry Lipsitz | 11/21/2018 | Declaration in support of plaintiffs' motion for a preliminary injunction | 62 Page 239 | 27: Hearsay, FRE 802/ Lay Opinion, FRE 701 31-32: Hearsay, FRE 802/ Lay Opinion, FRE 701 |
| Barry Lipsitz | 9/23/22 | Declaration in support of plaintiffs' motions for partial summary judgment | 138 | Insofar as this Declaration relies on prior declarations, Defendants object for the same reasons as set forth in their objections to those prior declarations. |
| Anthony D'Amico | 11/21/2018 | Declaration in support of plaintiffs' motion for a preliminary injunction | 62 Page 257 | 15: Hearsay, FRE 802/ Lay Opinion, FRE 701 16: Hearsay, FRE 802 |
| Anthony D'Amico | 9/23/22 | Declaration in support of plaintiffs' motions for partial summary judgment | 139 | Insofar as this Declaration relies on prior declarations, Defendants object for the same reasons as set forth in their objections to those prior declarations. |
| Maurice Kavanagh | 11/21/2018 | Declaration in support of plaintiffs' motion | 62 Page 271 | 18: Hearsay, FRE 802/ Lay Opinion, FRE 701 19: Hearsay, FRE 802 |

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| | | for a preliminary injunction | | |
| Daniel J. Zazzali (Peep Booth Construction) | 11/21/18 | Declaration in support of plaintiffs' motion for a preliminary injunction | 72 Page 63 | 14: Lay Opinion, FRE 701 19: Lay Opinion, FRE 701 21-22: Lay Opinion, FRE 701 26-27: Lay Opinion, FRE 701 29: Lay Opinion, FRE 701 43: Lay Opinion, FRE 701 49: Lay Opinion, FRE 701 66: Lay Opinion, FRE 701 69: Lay Opinion, FRE 701 70: Lay Opinion, FRE 701 73: Lay Opinion, FRE 701 74-75: Hearsay, FRE 802/ Lay Opinion, FRE 701 |
| Daniel J. Zazzali (Peep Booth Construction) | 9/12/22 | Declaration in support of plaintiffs' motions for partial summary judgment | 132 Case No. 03732 | 7: Lay Opinion, FRE 701 |

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| Daniel Knecht | 11/21/18 | Declaration in support of plaintiffs' motion for a preliminary injunction | 72 Page 90 | 9: Hearsay, FRE 802 13-15: Lay Opinion, FRE 701 20: Lay Opinion, FRE 701 26-30: Lay Opinion, FRE 701 32-34: Lay Opinion, FRE 701 36: Lay Opinion, FRE 701 |
| Daniel Knecht | 9/16/22 | Declaration in support of plaintiffs' motions for partial summary judgment | 133 Case No. 03732 | Insofar as this Declaration relies on prior declarations, Defendants object for the same reasons as set forth in their objections to those prior declarations. |
| Yitzik Shachaf | 11/21/18 | Declaration in support of plaintiffs' motion for a preliminary injunction | 72 Page 109 | 11: Lay Opinion, FRE 701 |
| Dr. Elliot Sclar | 11/21/2018 | Declaration of Dr. Elliot Sclar in support of plaintiffs' motion for preliminary injunction | 71 Page 22 | 117-119 : Lay Opinion, FRE 701 |
| Dr. Elliot Sclar | 3/15/2019 | Reply declaration of Dr. Elliot Sclar in support of plaintiffs' motion | 100 Page 25 | 36-37: Lay Opinion, FRE 701 |

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| | | for preliminary injunction | | |
| Michael Berzak | 11/21/18 | Declaration of Michael Berzak in support of permitting issues presented in plaintiffs' motion for preliminary injunction | 62 Page 79 | 41-42: Lay Opinion, FRE 701 47-49: Lay Opinion, FRE 701 |
| Michael Berzak | 9/16/22 | Declaration in support of motion for partial summary judgment | 156 | 16: Lay Opinion, FRE 701 21: Lay Opinion, FRE 701 26-27: Lay Opinion, FRE 701 43: Lay Opinion, FRE 701 |
| Michael Berzak | 5/19/23 | Trial Declaration and supplemental declaration in support of motion for partial summary judgment | 190 | 8: Lay Opinion, FRE 701 |